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## **ARTICLE 11. STD-RELATED TESTING AND NOTIFICATION**

### **R9-6-1101. Definitions**

In this Article, unless otherwise specified:

1. “Designated service area” means the same as in R9-18-101.
2. “Primary syphilis” means the initial stage of syphilis infection characterized by the appearance of one or more open sores in the genital area, **anus**, or mouth of an infected individual.
3. “Secondary syphilis” means the stage of syphilis infection occurring after primary syphilis and characterized by a rash that does not itch, fever, swollen lymph glands, and fatigue in an infected individual.
- 4. “Sexually transmitted diseases” means the same as in A.R.S. § 13-1415.**
- 5. “STD” means a sexually transmitted disease or other disease that may be transmitted through sexual contact.**

### **R9-6-1102. Health Care Provider Requirements**

When a laboratory report for a test ordered by a health care provider for a subject indicates that the subject is infected with an STD, the **ordering health care provider or the ordering health care provider’s designee** shall:

1. Describe the test results to the subject;
2. Provide or arrange for the subject to receive the following information about the STD for which the subject was tested:
  - a. A description of the disease or syndrome caused by the STD, including its symptoms;
  - b. Treatment options for the STD and where treatment may be obtained;
  - c. A description of how the STD is transmitted to others;
  - d. A description of measures to reduce the likelihood of transmitting the STD to others and that it is necessary to continue the measures until the infection is eliminated;
  - e. That it is necessary for the subject to notify individuals who may have been infected by the subject that the individuals need to be tested for the STD;
  - f. The availability of assistance from local health agencies or other resources; and
  - g. The confidential nature of the subject’s test results;
3. Report the information required in R9-6-202 to a local health agency; **and**

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- 4. If the subject is pregnant and is a syphilis case, inform the subject of the requirement in R9-6- 375 that the subject obtain serologic testing for syphilis three months, six months, and one year after initiating treatment for syphilis.**

**R9-6-1103. Local Health Agency Requirements**

**A. For each STD case, a local health agency shall:**

1. Comply with the requirements in:
  - a. **R9-6-313(A)(1) and (2)** for each chancroid case reported to the local health agency, and
  - b. **R9-6-375(A)(2)(a) through (c)** for each syphilis case reported to the local health agency;
2. Offer or arrange for treatment for each STD case that seeks treatment from the local health agency for symptoms of:
  - a. Chancroid,
  - b. Chlamydia infection,
  - c. Gonorrhea, or
  - d. Syphilis;
3. Provide information about the following to each STD case that seeks treatment from the local health agency:
  - a. A description of the disease or syndrome caused by the applicable STD, including its symptoms;
  - b. Treatment options for the applicable STD;
  - c. A description of measures to reduce the likelihood of transmitting the STD to others and that it is necessary to continue the measures until the infection is eliminated; and
  - d. The confidential nature of the STD case's test results; and
4. Inform the STD case that:
  - a. A chlamydia or gonorrhea case must notify each individual, with whom the chlamydia or gonorrhea case has had sexual contact within 60 days preceding the onset of chlamydia or gonorrhea symptoms up to the date the chlamydia or gonorrhea case began treatment for chlamydia or gonorrhea infection, of the need for the individual to be tested for chlamydia or gonorrhea; and
  - b. The Department or local health agency will notify, as specified in subsection (B), each contact named by a chancroid or syphilis case.

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**B.** For each contact named by a chancroid or syphilis case, the Department or a local health agency shall:

1. Notify the contact **named by a chancroid or syphilis case** of the contact's exposure to chancroid or syphilis and of the need for the contact to be tested for:
  - a. Chancroid, if the chancroid case has had sexual contact with the contact within 10 days preceding the onset of chancroid symptoms up to the date the chancroid case began treatment for chancroid infection; or
  - b. Syphilis, if the syphilis case has had sexual contact with the contact within:
    - i. 90 days preceding the onset of symptoms of primary syphilis up to the date the syphilis case began treatment for primary syphilis infection;
    - ii. Six months preceding the onset of symptoms of secondary syphilis up to the date the syphilis case began treatment for secondary syphilis infection; or
    - iii. 12 months preceding the date the syphilis case was diagnosed with syphilis if the syphilis case cannot identify when symptoms of primary or secondary syphilis began;
2. Offer or arrange for each contact **named by a chancroid or syphilis case** to receive testing and, if appropriate, treatment for chancroid or syphilis; and
3. Provide information to each contact **named by a chancroid or syphilis case** about:
  - a. The characteristics of the applicable STD,
  - b. The syndrome caused by the applicable STD,
  - c. Measures to reduce the likelihood of transmitting the applicable STD, and
  - d. The confidential nature of the contact's test results.

**C.** For each contact of a chlamydia or gonorrhea case who seeks treatment from a local health agency for symptoms of chlamydia or gonorrhea, the local health agency shall:

1. Offer or arrange for treatment for chlamydia or gonorrhea;
2. Provide information to each contact of a chlamydia or gonorrhea case about:
  - a. The characteristics of the applicable STD,
  - b. The syndrome caused by the applicable STD,
  - c. Measures to reduce the likelihood of transmitting the applicable STD, and
  - d. The confidential nature of the contact's test results.

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**R9-6-1104. Court-ordered STD-related Testing**

- A. A health care provider who receives the results of a test, ordered by the health care provider to detect an STD and performed as a result of a court order issued under A.R.S. § 13-1210, shall comply with the requirements in A.A.C. Title 9, Chapter 6, Article 8.**
- B. A health care provider who receives the results of a test, ordered by the health care provider to detect an STD and performed as a result of a court order issued under A.R.S. § 32-3207, shall comply with the requirements in A.A.C. Title 9, Chapter 6, Article 9.**
- C. When a court orders a test under A.R.S. § 13-1415 to detect a sexually-transmitted disease, the prosecuting attorney who petitioned the court for the order shall provide the name and address of the victim to the Department.**
- D. A person who tests a specimen of blood or another body fluid from a subject to detect a sexually-transmitted disease as authorized by a court order issued under A.R.S. §13-1415 shall:**
- 1. Be a certified laboratory, as defined in A.R.S. § 36-451;**
  - 2. Use a test approved by the U.S. Food and Drug Administration for use in STD-related testing; and**
  - 3. Report the test results for each subject to the submitting entity and Department within five working days after obtaining the test results.**
- E. A submitting entity that receives the results of a test to detect a sexually-transmitted disease that was performed as a result of a court order issued under A.R.S. § 13-1415 shall:**
- 1. Comply with the requirements in:**
    - a. R9-6-802(A)(2)(a) and (b), R9-6-802(D), and R9-6-802(F) through (J) for a subject who is not incarcerated or detained; and**
    - b. R9-6-802(B), R9-6-802(D) through (G), and R9-6-802(J) for a subject who is incarcerated or detained; or**
  - 2. Provide to the Department or the local health agency in whose designated service area the subject is living:**
    - a. The name and address of the subject,**
    - b. A written copy of the test results for the sexually-transmitted disease, and**
    - c. Notice that the submitting entity did not provide notification as specified in subsection (E)(1).**
- F. If the Department or a local health agency is notified by a submitting entity as specified in subsection (E)(2), the Department or local health agency shall comply with the requirements in:**

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1. R9-6-802(A)(2)(a) and (b), R9-6-802(D), and R9-6-802(F) through (J) for a subject who is not incarcerated or detained; and
2. R9-6-802(B), R9-6-802(D) through (G), and R9-6-802(J) for a subject who is incarcerated or detained.

**G.** When the Department receives the results of a test to detect a sexually-transmitted disease that was performed for a subject as a result of a court order issued under A.R.S. § 13-1415, the Department shall:

1. Provide to the victim:
  - a. A description of the results of the test to detect the sexually-transmitted disease.
  - b. The information specified in R9-6-802(D), and
  - c. If requested by the victim, a written copy of the test results for the sexually-transmitted disease; or
2. Provide to the local health agency in whose designated service area the victim is living:
  - a. The name and address of the victim,
  - b. A written copy of the results of the test to detect the sexually-transmitted disease, and
  - c. Notice that the Department did not provide notification as specified in subsection (G)(1).

**H.** If a local health agency is notified by the Department as specified in subsection (G)(2), the local health agency shall:

1. Provide to the victim:
  - a. A description of the results of the test to detect the sexually-transmitted disease;
  - b. The information specified in R9-6-802(D); and
  - c. If requested by the victim, a written copy of the test results for the sexually-transmitted disease; or
2. If the local health department is unable to locate the victim, notify the Department that the local health department did not inform the victim of the results of the test to detect the sexually-transmitted disease.